

*Standards for Delineating Core-Based Statistical Areas*", published in the Federal Register on July 16, 2021 (86 Fed. Reg. 37770), or any successor to that Notice.

(4) **DIRECTOR.**—The term "Director" means the Director of the Office of Management and Budget.

(5) **DOMESTIC ASSISTANCE PROGRAM.**—The term "domestic assistance program" has the meaning given the term in section 6101 of title 31, United States Code.

(6) **OPEN GOVERNMENT DATA ASSET.**—The term "open Government data asset" has the meaning given the term in section 3502 of title 44, United States Code.

## **SEC. 5. NON-PROPAGATION OF CORE-BASED STATISTICAL AREA DELINEATIONS.**

(a) **AMENDMENT.**—Chapter 63 of title 31, United States Code, is amended by adding at the end the following:

### **"§6309. Non-propagation of core-based statistical area delineations**

"(a) **IN GENERAL.**—Beginning on the date of enactment of the MAPS Act of 2021, and notwithstanding any other provision of law, any change to the standards of core-based statistical area delineations pursuant to section 3504(e) of title 44—

"(1) shall not propagate automatically for any non-statistical use by any domestic assistance program, including any such use as required through—

"(A) statutory reference to any core-based statistical area delineation; or

"(B) administrative or regulatory reference to any core-based statistical area delineation; and

"(2) shall propagate for any non-statistical use by any domestic assistance program only—

"(A) if a relevant agency determines that such a propagation—

"(i) supports the purposes of the program; and

"(ii) is in the public interest; and

"(B) through affirmative adoption through notice-and-comment rulemaking pursuant to section 553 of title 5.

"(b) **DEFINITIONS.**—The definitions in section 4 of the MAPS Act of 2021 shall apply to this section."

(b) **TECHNICAL AND CONFORMING AMENDMENT.**—The table of sections for chapter 63 of title 31, United States Code, is amended by inserting after the item relating to section 6308 the following:

"6309. Non-propagation of core-based statistical area delineations."

## **SEC. 6. TRANSPARENCY OF NON-STATISTICAL USES OF CORE-BASED STATISTICAL AREA DELINEATIONS.**

(a) **IN GENERAL.**—Section 6102(a)(2) of title 31, United States Code, is amended—

(1) by redesignating subparagraph (G) as subparagraph (H);

(2) in subparagraph (F), by striking "and" at the end; and

(3) by inserting after subparagraph (F) the following:

"(G) uses of core-based statistical area (as defined in section 4 of the MAPS Act of 2021) delineations (as chosen from standardized categories of uses determined by the Director), for purposes including prime recipient and sub-recipient eligibility for, and distribution of, any Federal service, benefit, or funding; and"

(b) **CONTENT REQUIREMENTS.**—In collecting and reviewing the information required under section 6102(a)(2)(G) of title 31, United States Code, as amended by subsection (a) of this section, the Director shall include as standardized categories—

(1) whether the most current core-based statistical area delineation has been affirmatively adopted pursuant to section 6309 of title 31, United States Code, as added by this Act;

(2) which historical core-based statistical area delineation was maintained, in cases where an updated delineation has not been affirmatively adopted pursuant to section 6309 of title 31, United States Code, as added by this Act;

(3) what purpose the core-based statistical area delineation serves, including—

(A) to determine eligibility for any Federal service, benefit, or funding;

(B) to determine distribution of any Federal service, benefit, or funding; and

(C) any other standardized category of purpose determined by the Director;

(4) whether the use of core-based statistical area delineation directly concerns any—

(A) prime recipient of any Federal service, benefit, or funding; and

(B) subrecipient of any Federal service, benefit, or funding; and

(5) the date when the information collected in this subsection was last updated.

(c) **ACCESSIBILITY REQUIREMENTS.**—The Director shall ensure that the information collected and reviewed under section 6102(a)(2)(G) of title 31, United States Code, as amended by subsection (a) of this section, shall be—

(1) publicly accessible as an open Government data asset;

(2) presented in a user-friendly visual format with search and download capabilities;

(3) easily discoverable by the public on relevant government websites; and

(4) updated not less frequently than once every year.

(d) **IMPLEMENTATION TIMELINE.**—The requirements of this section shall be fully implemented not later than 2 years after the date of enactment of this Act.

## **SEC. 7. INDEPENDENCE, INTEGRITY, AND ACCOUNTABILITY OF CORE-BASED STATISTICAL AREA DELINEATIONS.**

Section 3504(e) of title 44, United States Code, is amended by—

(1) in paragraph (8)(B)(ii), by striking "and" at the end;

(2) in paragraph (9)(B), by striking the period at the end and inserting "; and"; and

(3) by adding at the end the following:

"(10) ensure that any change to the standards of core-based statistical area (as defined in section 4 of the MAPS Act of 2021) delineations pursuant to this subsection shall—

"(A) be accompanied by a public report that explains—

"(i) the scientific basis, criteria, and methodology for such change to existing standards, including clear quantitative thresholds for determining any future statistical re-delineations; and

"(ii) the opinions of domestic and international experts in statistics and demographics, including government experts at the Bureau of the Census and other relevant agencies, who were consulted regarding such change to existing standards;

"(B) not be influenced by any non-statistical considerations such as impact on program administration or service delivery; and

"(C) not propagate automatically for any non-statistical use by any domestic assistance program (as defined in section 4 of the MAPS Act of 2021)."

## **SEC. 8. COMPTROLLER GENERAL REPORT.**

Not later than 3 years after the date of enactment of this Act, the Comptroller General shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Reform of the House of Representatives a report that—

(1) assesses the completeness, timeliness, quality, accuracy, accessibility, and usefulness of the information reported pursuant to section 6 and the amendment made by section 6; and

(2) identifies any Federal programs, including any domestic assistance programs or other programs, that—

(A) use core-based statistical area delineations for any non-statistical purpose; and

(B) as of the date of the report, are not reported pursuant to section 6 and the amendment made by section 6; and

(3) if appropriate, includes any recommendations for Federal agencies or Congress based on the findings described in paragraphs (1) and (2).

Mr. CARDIN. I ask unanimous consent that the committee-reported substitute amendment be agreed to; that the bill, as amended, be considered read a third time and passed; and that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The committee-reported amendment in the nature of a substitute was agreed to.

The bill (S. 1941), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

## **CUSTOMS TRADE PARTNERSHIP AGAINST TERRORISM PILOT PROGRAM ACT OF 2021**

Mr. CARDIN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 350, S. 2322.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 2322) to require a pilot program on the participation of non-asset-based third-party logistics providers in the Customs-Trade Partnership Against Terrorism.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Homeland Security and Governmental Affairs, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

### **SECTION 1. SHORT TITLE.**

This Act may be cited as the "Customs Trade Partnership Against Terrorism Pilot Program Act of 2021" or the "CTPAT Pilot Program Act of 2021".

### **SEC. 2. DEFINITIONS.**

In this Act:

(1) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term "appropriate congressional committees" means—

(A) the Committee on Homeland Security and Governmental Affairs and the Committee on Finance of the Senate; and

(B) the Committee on Homeland Security and the Committee on Ways and Means of the House of Representatives.

(2) **CTPAT.**—The term "CTPAT" means the Customs Trade Partnership Against Terrorism established under subtitle B of title II of the Security and Accountability for Every Port Act (6 U.S.C. 961 et seq.).

### **SEC. 3. PILOT PROGRAM ON PARTICIPATION OF THIRD-PARTY LOGISTICS PROVIDERS IN CTPAT.**

(a) **ESTABLISHMENT.**—

(1) **IN GENERAL.**—The Secretary of Homeland Security shall carry out a pilot program to assess whether allowing entities described in subsection (b) to participate in CTPAT would enhance port security, combat terrorism, prevent supply chain security breaches, or otherwise meet the goals of CTPAT.

(2) **FEDERAL REGISTER NOTICE.**—Not later than one year after the date of the enactment of this Act, the Secretary shall publish in the Federal Register a notice specifying the requirements for the pilot program required by paragraph (1).

(b) **ENTITIES DESCRIBED.**—An entity described in this subsection is—

(1) a non-asset-based third-party logistics provider that—

(A) arranges international transportation of freight and is licensed by the Department of Transportation; and

(B) meets such other requirements as the Secretary specifies in the Federal Register notice required by subsection (a)(2); or

(2) an asset-based third-party logistics provider that—

(A) facilitates cross border activity and is licensed or bonded by the Federal Maritime Commission, the Transportation Security Administration, U.S. Customs and Border Protection, or the Department of Transportation;

(B) manages and executes logistics services using its own warehousing assets and resources on behalf of its customers; and

(C) meets such other requirements as the Secretary specifies in the Federal Register notice required by subsection (a)(2).

(c) REQUIREMENTS.—In carrying out the pilot program required by subsection (a)(1), the Secretary shall—

(1) ensure that—

(A) not more than 10 entities described in paragraph (1) of subsection (b) participate in the pilot program; and

(B) not more than 10 entities described in paragraph (2) of that subsection participate in the program;

(2) provide for the participation of those entities on a voluntary basis;

(3) continue the program for a period of not less than one year after the date on which the Secretary publishes the Federal Register notice required by subsection (a)(2); and

(4) terminate the pilot program not more than 5 years after that date.

(d) REPORT REQUIRED.—Not later than 180 days after the termination of the pilot program under subsection (c)(4), the Secretary shall submit to the appropriate congressional committees a report on the findings of, and any recommendations arising from, the pilot program concerning the participation in CTPAT of entities described in subsection (b), including an assessment of participation by those entities.

#### SEC. 4. REPORT ON EFFECTIVENESS OF CTPAT.

(a) IN GENERAL.—Not later than one year after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the appropriate congressional committees a report assessing the effectiveness of CTPAT.

(b) ELEMENTS.—The report required by subsection (a) shall include the following:

(1) An analysis of—

(A) security incidents in the cargo supply chain during the 5-year period preceding submission of the report that involved criminal activity, including drug trafficking, human smuggling, commercial fraud, or terrorist activity; and

(B) whether those incidents involved participants in CTPAT or entities not participating in CTPAT.

(2) An analysis of causes for the suspension or removal of entities from participating in CTPAT as a result of security incidents during that 5-year period.

(3) An analysis of the number of active CTPAT participants involved in one or more security incidents while maintaining their status as participants.

(4) Recommendations to the Commissioner of U.S. Customs and Border Protection for improvements to CTPAT to improve prevention of security incidents in the cargo supply chain involving participants in CTPAT.

Mr. CARDIN. I ask unanimous consent that the committee-reported substitute amendment be agreed to; that the bill, as amended, be considered read a third time and passed; and that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The committee-reported amendment in the nature of a substitute was agreed to.

The bill (S. 2322), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

#### VA ELECTRONIC HEALTH RECORD TRANSPARENCY ACT OF 2021

Mr. CARDIN. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be discharged from further consideration of H.R. 4591 and that the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 4591) to direct the Secretary of Veterans Affairs to submit to Congress periodic reports on the costs, performance metrics, and outcomes of the Department of Veterans Affairs Electronic Health Record Modernization program.

There being no objection, the committee was discharged, and the Senate proceeded to consider the bill.

Mr. CARDIN. I ask unanimous consent that the bill be considered read a third time.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill was ordered to a third reading and was read the third time.

Mr. CARDIN. Mr. President, I know of no further debate on the bill.

The PRESIDING OFFICER. Is there further debate?

If not, the bill having been read the third time, the question is, Shall the bill pass?

The bill (H.R. 4591) was passed.

Mr. CARDIN. I ask unanimous consent that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### RESOLUTIONS SUBMITTED EN BLOC

Mr. CARDIN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of the following resolutions en bloc: Calendar No. 375, S. Res. 341; Calendar No. 376, S. Res. 390; Calendar No. 377, S. Res. 499; Calendar No. 379, S. Res. 538; Calendar No. 380, S. Res. 615; and Calendar No. 381, S. Res. 632.

There being no objection, the Senate proceeded to consider the resolutions en bloc, which had been reported from the Committee on Foreign Relations.

Mr. CARDIN. I know of no further debate on the resolutions en bloc.

The PRESIDING OFFICER. If there is no further debate, the question is on the adoption of the resolutions en bloc.

The resolutions were agreed to.

Mr. CARDIN. I ask unanimous consent that the preambles be agreed to and that the motions to reconsider be considered made and laid upon the table with no intervening action or debate, all en bloc.

The PRESIDING OFFICER. Without objection, it is so ordered.

The preambles were agreed to.

(The resolution (S. Res. 341), with its preamble, is printed in the RECORD of August 7, 2021, under "Submitted Resolutions.")

(The resolution (S. Res. 390), with its preamble, is printed in the RECORD of September 28, 2021, under "Submitted Resolutions.")

(The resolution (S. Res. 499), with its preamble, is printed in the RECORD of January 31, 2022, under "Submitted Resolutions.")

(The resolution (S. Res. 538), with its preamble, is printed in the RECORD of March 8 (legislative day, March 7), 2022, under "Submitted Resolutions.")

(The resolution (S. Res. 615), with its preamble, is printed in the RECORD of May 3, 2022, under "Submitted Resolutions.")

(The resolution (S. Res. 632), with its preamble, is printed in the RECORD of May 16, 2022, under "Submitted Resolutions.")

#### GREAT OUTDOORS MONTH

Mr. CARDIN. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 654, submitted earlier today.

The PRESIDING OFFICER. Is there objection?

The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 654) designating June 2022 as "Great Outdoors Month".

The PRESIDING OFFICER. Is there objection to proceeding to the measure?

There being no objection, the Senate proceeded to consider the resolution.

Mr. CARDIN. I know of no further debate on the resolution.

The PRESIDING OFFICER. Is there further debate?

If not, the question is on agreeing to the resolution.

The resolution (S. Res. 654) was agreed to.

Mr. CARDIN. I ask unanimous consent that the preamble be agreed to and the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today's RECORD under "Submitted Resolutions.")

#### RESOLUTIONS SUBMITTED TODAY

Mr. CARDIN. Mr. President, I ask unanimous consent that the Senate now proceed to the en bloc consideration of the following Senate resolutions, which were submitted earlier today: S. Res. 655, S. Res. 656, S. Res. 657, and S. Res. 658.

The PRESIDING OFFICER. Is there objection to proceeding to the resolutions en bloc?

There being no objection, the Senate proceeded to consider the resolutions.